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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

TRUE HEALTH CHIROPRACTIC, INC.,  
and MCLAUGHLIN CHIROPRACTIC  
ASSOCIATES, INC., individually and as the  
representatives of a class of similarly-  
situated persons,

Plaintiffs,

v.

MCKESSON CORPORATION,  
MCKESSON TECHNOLOGIES, INC., and  
JOHN DOES 1-10,

Defendants.

No. 4:13-cv-02219-HSG

**ORDER GRANTING PLAINTIFF'S  
MOTION FOR ENTRY OF  
AUTHORIZATION ORDER UNDER  
THE CABLE ACT**

Hon. Haywood S. Gilliam, Jr.

1 Upon consideration of Plaintiff MCLAUGHLIN CHIROPRACTIC ASSOCIATES, INC.'s  
 2 Motion for Entry of an Authorization Order Under the Cable Communication Policy Act of 1984,  
 3 47 U.S.C. § 551, *et seq.*, and the Court being duly advised in the premises, this Court **GRANTS** the  
 4 Motion and **ORDERS** as follows:

5 **IT IS ORDERED** that: third party subpoena respondents in the above-captioned case are  
 6 hereby authorized to disclose the requested information in said subpoenas, namely: For each  
 7 telephone number on the list for the date(s) listed, identify whether or not you provided online fax  
 8 service to the subscriber of that telephone number.

9 **IT IS FURTHER ORDERED** that: Plaintiff may serve a copy of this Order on third party  
 10 phone carriers along with a subpoena requesting the information set forth above in Request No. 1,  
 11 advising them of this Order;


12 **IT IS FURTHER ORDERED** that:

13 (a) To the extent the phone carriers find it necessary to provide notice, the phone carriers  
 14 shall have thirty (30) calendar days after said notice to notify subscribers that their name  
 15 and address are being sought by Plaintiff;

16 (b) each subscriber whose name and address are sought shall have thirty (30) calendar days  
 17 from the date of such notice to file suit, submit, or otherwise assert any opposition to the  
 18 requested disclosure; and

19 (c) payment to the phone carriers by Plaintiff of all reasonable costs of: (i) compiling the  
 20 names and addresses of subscribers; (ii) providing pre-disclosure notifications to  
 21 subscribers; and (iii) all other reasonable costs and fees incurred responding to discovery,  
 22 the determination of which will be addressed by Plaintiff and the phone carrier.

23 (d) Phone carriers may provide notice using any reasonable means, including but not limited  
 24 to written notice sent to the subscriber's last known address, transmitted either by first  
 25 class mail or via overnight service.  
 26  
 27  
 28

  
Hon. Haywood S. Gilliam, Jr.